

§ 62A-46. Fund distribution to PSAPs.

(a) Monthly Distribution. – The 911 Board must make monthly distributions to primary PSAPs from the amount allocated to the 911 Fund for PSAPs. The amount to be distributed to each primary PSAP is the sum of the following:

- (1) The PSAP's base amount. – The PSAP's base amount is the amount the PSAP received in the fiscal year ending June 30, 2007, and deposited in the Emergency Telephone System Fund of its local governing entity, as reported to the State Treasurer's Office, Local Government Division.
- (2) The PSAP's per capita amount. – The PSAP's per capita amount is the PSAP's per capita share of the amount designated by the Board under subsection (b) of this section for the per capita distribution. The 911 Board must use the most recent population estimates certified by the State Budget Officer in making the per capita distribution under this subdivision. A PSAP is not eligible for a distribution under this subdivision unless it provides enhanced 911 service.
- (3) The 911 Board may transfer funds from unencumbered CMRS funds under GS 62A-44(b)(2) for the exclusive purpose of distributing the PSAP's base amount; provided that (i) insufficient funds exist in the PSAP funds under GS 62A-44(b)(1) and (2) funds may be transferred only once in any fiscal year.

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(b) Percentage Designations. – The 911 Board must determine how revenue that is allocated to the 911 Fund for distribution to primary PSAPs and is not needed to make the base amount distribution required by subdivision (a)(1) of this section is to be used. The 911 Board must designate a percentage of the remaining funds to be distributed to primary PSAPs on a per capita basis and a percentage to be allocated to the PSAP Grant Account established in G.S. 62A 47. If the 911 Board does not designate an amount to be allocated to the PSAP Grant Account, the 911 Board must distribute all of the remaining funds on a per capita basis. The 911 Board may not change the percentage designation more than once each ~~calendar~~ fiscal year.

(f) The Eastern Band of the Cherokee shall be eligible for distributions from the 911 Fund notwithstanding the provisions of GS 62A-46(e) or provisions of G.S. 159 26(b)(2) applicable to local government PSAPs. The base amount for the Eastern Band of the Cherokee shall be determined by the 911 Board upon receipt of satisfactory evidence of the amount of 911 funds the PSAP received in the fiscal year ending June 30, 2007.